App F IX 4

Previous References
Mnl 110-42-13,23

1944 Municipal

File No 76-43
Serial Nos 1, 2 — 14

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos - 3

Part B for Sept. 44

SUBJECT

Re: Waiving the recovery of penal interest on the Tunkhannock Drainage Loan.

The DC Tunkhannock
Comptroller
D P H.

Ltr No. 2525-7 dated 14. 9. 44

Penal Interest waived

23/10.

7549/6

Continuation Sheet — File No / Current No — of 42 — Page

Waiving the recovery of penal interest on the Tumkur drainage &

From The D.C. Tumkur

No M6-C 4616/42 dt 7663

Requests orders of Govt on the proposal of the Tumkur Town Mal Council to waive the recovery of the penal interest of Rs 2960-2-0 on the belated payments of the Drainage loan instalments drawn by the Tumkur Town Mal Council as the mkty was not able to make timely payments due to bad harvest conditions

Waiver of recovery of penal interest on the Water-Supply loan taken by the Tumkur Town Mal Council has been quoted in the Presidents letter dt 10/5/43 as a precedent. No particulars have been furnished as to the amounts of the loan drawn, the amount repaid so far, the balance remaining, the total interest (current & penal) due thereon. The orders of the Comptroller may be consulted in this matter in the first instance.

I am directed to request that the Comptroller may be favoured with particulars required above, & the orders of Govt thereon at his earliest convenience.

2 enclosures

By order

Section Officer

Under Secy

27/6

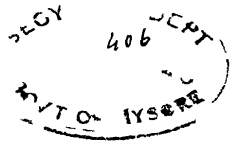
Govt Order No 200/42-3 dt 28/6/43

RECEIVED IN THE RECORDS OFFICE 5 Lovers 28 JUN 1943 907/SP SPECIAL SECTION

Continuation Sheet | File No / Current No | of | Page

U O No 26/MAD dated the 7th July 1943. (No 36 W 2 10-7 43 Spl)

Returned with Compliments:-



3 The details called for above showing the position of the loan account as on 30th June 42 was already intimated in this office letter No.210/Loans dated 16-11-42 The amount due as shown therein was Rs.17,306-9-11 as reproduced in the margin Since then another instalment fell due on 31-3-43 No amount was paid by the Municipality to the end of 31st March 43 but on 9-4-1943, a sum of Rs 3173-3-2 only was credited towards interest The amount over due as on 14-4-1943 was Rs 26,370-11-4 as shown below -

Balance of 2nd instalment	Rs	3,173-3-2
=do= 3rd =do=		11,173-3-2
Penal interest upto 30-6-42		2,960-3-7
	Rs	17,306-9-11

Towards principal	Rs	16,000	0 0
Towards annuity interest		6,346	6 4
Penal interest		4,024	5 0
	Rs	26,370	11 4

As directed in G O No L 7462/ML 110-42-43 dated 30-1-43, action was taken to adjust the amount due towards interest only in the first instance by addressing the Deputy Commissioner, Treasury Department, Tumkur District, by reducing the balance at the credit of the Municipality by Rs 10,370-11-4 as detailed below -

Ordinary Interest	Rs	6,346	6 4
Penal Interest upto 14-4-43		4,024	5 0
	Rs	10,370	11 4

The President, Town Municipal Council, Tumkur, sent a Telegram on 30-6-43 requesting this office to issue orders to the Treasury not to adjust the penal interest as the amount due towards interest was paid. Pending verificatio

Waiver of the penal interest due by the Tumkur Town Municipal Council

Continuation Sheet — File No / Current No 156 (of 11) — Page 5

of the credit a stay order was issued to the Treasury in this office memo No. dated In his letter No HC 93/42-43 dated 28-6-43, the President has intimated that a sum of Rs.16,000/- towards principal with a sum of Rs 6346-6-4 towards interest was credited on 28-6-43 This amount will be verified on receipt of the Treasury accounts for June 43 The penal interest of Rs 4,024-5-0 to be waived in this case is very heavy It is a matter for orders of Government if such a big amount should be waived in the case of this Municipality

Deputy Comptroller
For Comptroller absent from Head Quarter

10-7-43

4 In the circumstances stated above it is for orders if the penal interest amounting to Rs 4024-5-0 may be waived in concurrence with the Financial Secretary

10/7 Put up file no 110-42-43 which contains the letter no L7462 dated 30.1.1943.

10 7 43

Flagged W

6 The memorial correction 110-42-23 is pending as directed above

16/7

7 Three instalments due by the Tumkur Municipal have been paid up the penal amount to be

Continuation Sheet | File No / Current No | of | Page

-is The penal interest coming to Rs 40,024/57
The M/C was unable pay the instalments
as & when they fell due owing to financial
stringency The question of waiving it
may perhaps be considered sympathetically
in view of the fact that all the
instalments have been kept up & the financial
condition of the M/C was not good at the time
the final dep may perhaps be considered.

Law Secy
17/7/43

SECY LAW DEPT
21/
17/7/43
GT OF MYSORE

O Since penal amounts have
been kept up, penal interest
may be waived

Rec'd
27-7-43
Secy
27/7/43

Asst Secy

U.O.N. Fi. 498
27 JUL 1943

4. Penal interest has been levied
because instalments due have not
been paid in time
O As the Central States, the
amount that has become due by way
of penal interest is heavy and
I do not think that the whole
amount can be waived as
suggested above I propose
that only half of it may be waived
I do not think

OFFICE OF THE MINISTER
FOR LSG & PH
Date 10/8/43
No 1146

WD 1140-GPB-50 000—5-11-42

recommend
10-8-43 Minister

54/ Waiving the penal interest due by the Tumkur Municipality

Communication Sheet — File No / Current No 1146 — of 1943 — Page 5

11) It is a fit case to waive the penal interest the amounts having fully been paid, the request of the Municipality may be sanctioned

V.t.q.
13 8 43

Secretary

Acs
14-8-43

1st) Our local bodies are notoriously lax in repaying Govt loans and it is necessary that they should be made to realise the importance of meeting their obligations as they arise

2) The Municipal council may be asked to explain what its financial position was when each instalment fell due and as to what steps it took (a) to improve its finances and (b) to ask for extension of time

immediately

OFFICE OF THE MINISTER FOR L S G & P H
Date 16 8 43
No 13555

16/8/43

Master 2 SG

Acs
16-8-43
16/8/43
V.t.q
17 8 43
Acs 17-8-43

14/ Draft letter put up
17/8

waiving the penal interest
due by the Tuticorin Turn

7) Dft letter in mult upto reference para 13
ma 18/8/43 16) Approved
4/8/43

TYPING SECTION
19 AUG 1943
GEN & ADV SECTT

To, the D-e Tuticorin
No 2 2409 dt 25 8 43
calls upon certain information

Submitted
ma
30/8
for the reason 17) Draft D-o letter today please
Sd 26/8/43

18) The following is the extract from the memorandum submitted by the Members of the Tuticorin Municipal Council to the Dewan [on the occasion of the Minister's visit on 24/7/43]

penal interest of Rs 4,024-5-0 has been claimed on the overdue instalments of the drainage scheme loan advanced to this Municipality. Payments were delayed since the water supply loan instalment had to be completed and the Municipality was not able to pay both the instalments simultaneously. All the five instalments due upto-date together with the interest thereon have been paid punctually and it is prayed that you be pleased to waive the claim for penal interest."

19) A draft D-o is submitted to the D-e Tuticorin as ordered above
ma 26/8 20) Some alternate
suggestion

WD 1140—GPB—50 000—5-1142

Subject: Warning of penal interest due by the Tuticorin Town Municipality

To,

The D C Tuticorin

L 777 & 26/7/64

calls for the report early

1) Re-submitted, as per orders at para 20/supra

2/8

2) This is one of the representations made by the deputation of four members of the Tuticorin Municipality to the Secretary to the Minister for Local Self-Govt on 24.7.64

3) The question is under consideration of Govt for the past eleven months. Some particulars on the subject have been called for from the D C in accordance with Secretary's orders at paras 1 & 3 supra. The above have yet been received. The D C has been reminded several times for expediting them.

4) For perusal

Law Secy

for Minister

5) Yes

3.8.64

6) Yes

3.8.64

7) This has been read by the Minister

SECY LAW DEPT 1773 GOVT MADRAS STORE

OF THE MINISTER FD L S G & P H Date 3 8 64 No 963

54/Ford 4

waiving the penal interest due by the Trustee Trust Utility

OF
G 194
1229

from the D-C Tribunal
No A6 c 4416/42 dd 16/8/44

Does the information called for

21-9-44 2) the result of the President of the Mil Ct shows the financial position of the Mil Ct when each instalment of the loan fell due and the reason as to why instalments as they fell due were not discharged

29) subts for perusal and orders with reference to paras 12 & 13 supra

16/8. Low secy) Low 16/8/44

(OF 216 PT 1 - R2)

30) Subject Ack

OFFICE OF THE MINISTER FOR L S G & P H
Date 16-8-44
No. 1330

Minister 2 Sec & Dewan

16-8-44

31) Low
20-8-44

32) In the circumstances, the request for penal interest may be waived

24/8/44 P & EDP

OFFICE OF THE MINISTER FOR L S G & P H
Date 24-8-44
No. 1485

33) Subt for kind perusal & return pls) Low
24/8/44
27-8-44

Draft for pl
2818/64

A draft for is further
Mrs 29/8 Dpmef

Reference is invited to 30/8/64 H Secy's
opinion dt 9-8-63
draft & fair drawings dt Com 922

Jijs 14/9/64
BB 14.9 -

For perusal

CPOLES 7
Fin Sec
15/9/64

LSG issues AOS 16/9 on 16/9

To,

The D C Thanjavur
The Collector
The D P H
R 25-25-7 & 14/9/64
Sanctions the following

✓
BMrs 20/9

mc 76-43-1 75-49

No A6 C 4416/42-43

Office of the Deputy-Commissioner
Tumkur District
Dated 1st June 1943

To

C Narayanaswamy Naidu, B A, B L,
Secretary to Government of Mysore,
Law Department, Bangalore —

Sir,

Waiving the penal interest of Rs 2960-3-7 charged on belated payments on the loan instalments of the Drainage scheme of Tumkur Town

---

I have the honour to state that the President Town Municipal council, Tumkur, has stated in his letter No H C 33/42 dated 10/5/43, that the Council have resolved at their meeting held on 30/4/43 that Government be approached to waive the penal interest as belated payments, drainage loans, were due to the then poor financial conditions of the Municipality

I request that orders of Government may be p-t o

13

కారణము 30-4-43 నకు జరుగు పాత సాయంకాలము 5.30
గంటలకు నరసింహాని శుభమందిరము శ్రీరస్తు హ్యదాంభోంత్ర మురళ
ప్రవచనదుల నడిచ మరుంచడ మంజీరు అధి మోరవడ కొన్నిల
మీదుంగ్ ప్రొ సాధించ్

× × ×

Subject No 17

1941-42 నకు సాలన మందు
గళ మీదలి మంబ్రోలర్ విధి
నిరుప 2960-3-7 ప్రకారి బడ్డి
యన్న మున్నా మరుంచ బాకీయిందు
ఫ్లాగళ మచరన్న శేషగిరిం
కిన్న వి చూళ

Resolved that the Government be requested to waive the penal interest

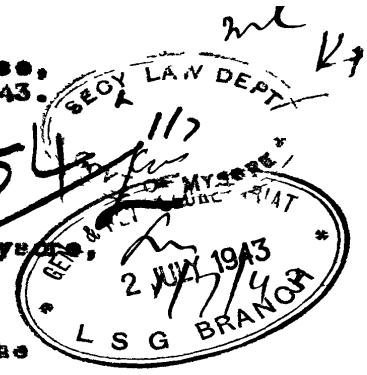
× ×

Sd/- B N Keshavanga
president,

Copy

President 8/9/43
Town Municipal council, Tarn

Deputy Commissioner's Office,
Tumkur, Dated 30th June 1943.



No A6.C. 4416/42-3.

To

The Comptroller to Government of Mysore,
Bangalore.

Sir,

Payment of drainage loan due by the Tumkur Town Municipality.

---O---

With reference to your memo No.827/dated 23rd June 1943, forwarding copies of references addressed to the President, Town Municipal Council and the District Treasury Officer, Tumkur, on the above subject, I have the honour to invite your kind reference to the letter No.H.C.93/42-3 dated 28/6/43 addressed to you, wherein I have stated that the two loan instalments with interest amounting to Rs. 22,346-6-4 have been paid on 23/6/43.

As regards the penal interest due on belated payment, the President had in his letter No.H.C.33/41-2 dated 10/5/43 stated that a sum of Rs. 2360-3-7 had to be paid and that a recommendation may be made to Government for waiving the same as in the case of the Water Supply loan instalment. Accordingly, a recommendation has been made to Government in this office letter of even number dated 11/6/43, for waiving the penal interest as a special case and so far no orders of Government have been obtained in the matter.

As the question is pending before Government for orders, I request you to kindly issue instructions to the District Treasury Officer, Tumkur, for staying the adjustment of the penal interest, pending kind orders of Government and receipt of further instructions from you.

I am also requesting Government for the issue of early orders in the matter.

I have the honour to be,
Sir,

16

Copy of letter No H.C 93/42-3 dated 28th June 1943 from the President Town Municipal Council, Tumkur, to the ~~Deputy Commissioner, Tumkur~~ Director Comptroller to Government of Mysore, Bangalore

Repayment of drainage loan

Adverting to your letter No 311/MAD dated 23/6/43, intimating that the District Treasury Officer, Tumkur, has been instructed to reduce the balance at the credit of this municipality etc , I have the honour to invite kind reference to this office letter of even number dated 21/5/43 for which no reply has been received so far However, as the Municipali has got sufficient funds at its credit at present, the two instalments of loan along with the interest amounting to Rs 22,346-6-4 due (as per detailed noted in the margin*) have been paid and credited to treasury this day

*

Amount of loan sanctioned by Govt on 15-11-35		1,20,000-0-0	
Payable in annual instalments of Rs 8000 + interest of 3173-3-2 coming from 31-3-40			
I instalment due on 31-3-40 was paid on 7-10-41.		6000-0-0	
and on 15/12/41		2000-0-0	plus
interest 3173-3-2			
II instalment due on 31-3-41 was paid on 13/8/42		8000-0-0	
interest paid on 29-3-43		3173-3-2	(Inter
III instalment & paid on 29/6/43	16,000 + 6346-6-4		
IB instalment			

As regards the payment of penal interest of Rs 4024-5-0 charged on the belated payments, a separate reference has been made to Government fo waiving the same vide this office letter No H C 33/42-3 dated 15/5/43 (co enclosed) and orders of Government are awaited thereon

I therefore request you to be so good as to instruct the Treasury or not to adjust any amount in view of the payment made this day

17

Copy to the Deputy Commissioner, with compliments, in continuation of this office letter No H C 33/42-3 dated 15/5/43 with a request to obtain early sanction of Government for waiving the penal interest in view of the fact that all the instalments of loan have been discharged up-to-date along with interest

Sd/- N Keshava Iyengar,
President

"Copy"

Deputy Commissioner, I/C,
Tumkur District

18

Appendix F G—1]

SUBJECT

41

Section ml
File No 76-43
Serial No 2

Diary No of letter replied to

No L2409

To

General and Revenue Secretariat

( )

the *194*

The D c Trunkan Dist

Sir,

Date of issue 25/8/43

Signed by M S R Rao

with reference to your letter No A 6 c 4416/42 dt 16 43 re the waiving of the penal interest charged on belated payments of the loan instalments of the drainage scheme of the Trunkan Town, I am directed to request you to ~~do the needful and furnish the information~~ explanation of the Trunkan Town ml cl as to what ~~the~~ financial position was when each instalment of the loan fell due

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—21 10 41

P T O

16

and it was hoped we to prelude
the possibility by paying the instalments
in time. It may be open to explain
immediately what steps it took (a) to
improve its finances, etc and (b) to ask
for an extension of time for the repayment
of the loan in question
The matter may be treated as urgent

I have the
[illegible] 19/8/[illegible]
for secy, Law

20

Appendix F G —1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

Immediate

No L 7778 & 26/7

To

General and Revenue Secretariat

( )

the *194*

Dear Sir,

In reply to your ~~demand~~ letter of reference to the correspondence ending with this office letter No L 24409 & 2578/43 calling for further information re the waiving of the penal interest charged on belated payments of the loan instalments of the drainage scheme of The Tamilnad Town Hall, I am directed to state that the members of the local ~~board~~ have on 24/7/44 waited on the Dewan of the Province and submitted

ate of issue 26/2/44

Signed by for SPR

List of enclosures

Copied by CAS 26/7

Examined by

WD 04161—GPB—60 000— 24 10 41

a memorandum praying among others, for ~~the~~ being granted I am ~~to~~ the claim in question .. and to request you to send up at once without any further delay the information called for in the above letter, together with reasons for the delay of over eleven months in forwarding the ~~same~~ papers to me in reply to the matter

This may kindly be treated as immediate

Yours truly
[illegible]
20/7/[illegible]

To,
The D-C Tumkur (by name)

C F No 46] **GOVERNMENT OF MYSORE**

No A6 C 4416/12-43 **OFFICE OF** The Deputy Commissioner,
Encls. One Tumkur District
TUMKUR

Date

To

The Secretary to the Government
of His Highness the Maharaja of Mysore,
Law Department, Bangalore

Sir

Subject:- Waiving of penal interest on the drainage loan instalment of Tumkur Town Municipality

With reference to your letter No L 2409 dated 25th August 1943, and a D O reminder thereon regarding the waiving of penal interest referred to above, I have the honour to forward, herewith, a copy of letter No T C 31/44-45 dated 1-8-1944 received from the President, Town Municipal Council, Tumkur, furnishing the particulars called for

I have the honor to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Tumkur District

YSK 10/8/44

Letter No H C 31/44-45 dated 1-8-44 from the President, Town Municipal Council, Tumkur to the Deputy Commissioner, Tumkur District

23

Subject - Waiving of penal interest on Drainage Loan Instalments

---

With reference to your Memo No A6 C 441/43-44 dated 11-9-1944 requesting to furnish certain information as to what the financial position of this Municipal Council was when each instalment of the loan fell due etc I have the honour to state that the financial position of the municipality when each of the instalments fell due is noted below

Years	Drainage Loan due (instalment)	Water Supply loan due (Instalment)	Total	Cash balance when each of the Drainage loan instts fell due
1939-40	11173- 3- 2	13601- 7- 3	24774-10- 5	20751-12- 7
1940-41	11173- 3- 2	13601- 7- 3	24774-10- 5	9789- 8-10
1941-42	11173- 3- 2	- -	11173- 3- 2	13360-10- 0
1942-43	11173- 3- 2	- -	11173- 3- 2	9294- 9- 8

The reason for belated payments is that the instalments of the Water Supply Loan had also to be paid simultaneously and this dould not be done by reason of the slender finances The Comptroller to the Government when he inspected this office on 7-7-1942 was pleased to appreciate this position and to say that he would recommend to Government for the waiving of penal interest claimed on overdue instalments of the Drainage Loan This may be considered sympathetically now that all the instalments due up to date have been paid in full and punctually

The Municipal Council have made several proposals for new taxation in order to improve their finances and thse have been submitted for sanction of Government

Under these circumstances, Government may be moved to kindly waive the claim for penal interest, Representations in this behalf have also been made to the Dewan and to the Minister for Local Self-Government on 24-7-1944 Favourable orders of Government may kirdly be obtained in the matter

==========

'Copy'

Deputy Commissioner,
Tumkur District

YSK 10/8/44

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

24

Read:-

Correspondence ending with letter No.A6.C.4416/42, dated the 10th August 1944 from the Deputy Commissioner, Tumkur District, requesting, in the circumstances stated, orders on the proposal of the Tumkur Town Municipal Council to waive the recovery of the penal interest of Rs.4,024-5-0 claimed on the belated payments of the Drainage Loan instalments, due by the Tumkur Town Municipal Council, in the circumstances reported.

ORDER NO.L.2525-7/ml 76-43-14

Dated, Bangalore, 14th September 1944.

Government are pleased to direct that the demand for the recovery of the above penal interest from the Tumkur Town Municipal Council, be waived.

for Secretary to Government,
Law Department.

To.-
The Deputy Commissioner, Tumkur District.
The Comptroller to Government through the Fl.Deptt.
The Director of Public Health in Mysore.

KRS/6

G R S App F VI—G 2]

SUBJECT

AVP

6 copies

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Section MC

File No 76-43

Serial No 14

Proceedings of the Government of His Highness the Maharaja of Mysore

ate of issue 14-9- 1944

gned by Mr G R Rao

Read— correspondence ending with letter no A6 c 4416/42 dated D.C. Nundidrug dt 10/8/44 requesting, in the circumstances stated, ~~Sanction~~ orders on the proposal of the Tumkur Town Municipal Council to waive the recovery of the penal interest of Rs 40 24/5 ~~2960-5-7~~ levied on the belated payments of the ~~loan~~ Drainage due Loan instalments by the Tumkur Town Municipal Council in the circumstances reported (2) No Note No 26/RAD dt 7/7/43 (Memo 36 S pl dt 21/7/

ay this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

~~Order thereon—No.~~

stating that the penal interest due by the
Md el Amounts to Rs 4,02,4-5-0
and furnishing his remarks thereon
order No L2525-7 Dy 14/9/44
In the circumstances explained by the
Pdt of the Md el and wishes of the representation
made to the Govt by the members
Govt are pleased to direct that the recovery
of the above penal interest amounting to
demand for waiver of interest due by the Md el
on the belated payments of the drainage
loans, be waived. in the cases reported

for D/Sec
to Secy to Govt

To,

The P C Tirunelveli
The Controller Thro the D/Secy
The D P H

List of Enclosures

Copied by

Examined by

WD 04162—GPB—60 000—23-10-41

Pages 1–26